

Regular Session, 2010

HOUSE BILL NO. 121

BY REPRESENTATIVE MILLS

CONTROLLED SUBSTANCES: Amends the composition of schedules for controlled dangerous substances

1 AN ACT

2 To amend and reenact R.S. 40:964(Schedule III)(E)(9), to enact R.S. 40:964(Schedule
3 I)(C)(13.1), (16.1), (32), (33), (34), and (35), (Schedule II)(A)(1)(s), (B)(28), and
4 (C)(7), (Schedule III)(E)(12.1), (15.1), and (44.1), (Schedule IV)(B)(4.1) and (22.1),
5 and (Schedule V)(D)(2), and to repeal R.S. 40:964(Schedule IV)(B)(52), relative to
6 the Uniform Controlled Dangerous Substances Law; to add certain drugs to
7 Schedules I, II, III, IV, and V; to provide for technical changes; and to provide for
8 related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 40:964(Schedule III)(E)(9) is hereby amended and reenacted and
11 R.S. 40:964(Schedule I)(C)(13.1), (16.1), (32), (33), (34), and (35), (Schedule II)(A)(1)(s),
12 (B)(28), and (C)(7), (Schedule III)(E)(12.1), (15.1), and (44.1), (Schedule IV)(B)(4.1) and
13 (22.1), and (Schedule V)(D)(2) are hereby enacted to read as follows:

14 §964. Composition of schedules

15 Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S.
16 40:962, consist of the following drugs or other substances, by whatever official
17 name, common or usual name, chemical name, or brand name designated:

1 SCHEDULE I

2 * * *

3 C. Hallucinogenic substances. Unless specifically excepted or unless listed
4 in another schedule, any material, compound, mixture, or preparation, which
5 contains any quantity of the following hallucinogenic substances, or which contains
6 any of their salts, isomers, or salts of isomers, whenever the existence of such salts,
7 isomers, or salts of isomers is possible within the specific chemical designation, for
8 purposes of this Paragraph only, the term "isomer" includes the optical, position, and
9 geometric isomers:

10 * * *

11 (13.1) Alphamethyltryptamine

12 * * *

13 (16.1) 5-methoxy-N, N-diisopropyltryptamine

14 * * *

15 (32) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol {also
16 known as CP 47,497 and its C6, C7, C8, and C9 homologues}

17 (33) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-
18 6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol {also known as HU-210}

19 (34) Naphthalen-1-yl-(1-pentylindol-3-yl)methanone {also known as 1-
20 Pentyl-3-(1-naphthoyl)indole or JWH-018}

21 (35) Naphthalen-1-yl-(1-butyldiol-3-yl)methanone {also known as 1-Butyl-
22 3-(1-naphthoyl)indole or JWH-073}

23 * * *

24 SCHEDULE II

25 A. Substances of vegetable origin or chemical synthesis. Unless specifically
26 excepted or unless listed in another schedule, any of the following substances
27 whether produced directly or indirectly by extraction from substances of vegetable
28 origin, or independently by means of chemical synthesis, or by a combination of
29 extraction and chemical synthesis:

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(1) Opium and opiate, and any salt, compound, isomer, derivative, or preparation of opium or opiate, excluding apomorphine, thebaine-derived butorphanol, dextrophan, nalbuphine, nalmeferine, naloxone, and naltrexone, and their respective salts, but including the following:

* * *

(s) Oripavine

* * *

B. Opiates. Unless specifically excepted or unless listed in another schedule, any of the following opiates, including its isomers, esters, ethers, salts, and salts of isomers, esters, ethers, and salts is possible within the specific chemical designation, dextrophan and levopropoxyphenone excepted:

* * *

(28) Tapentadol

C. Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

* * *

(7) Lisdexamfetamine, its salts, isomers, and salts of its isomers

* * *

SCHEDULE III

* * *

E. Anabolic steroids and muscle building substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation, containing any quantity of the following substances, including its salts, esters, ethers, isomers, and salts of isomers whenever the existence of such salts, esters, ethers, isomers, and salts of isomers is possible within the specific chemical designation. The term "anabolic steroid" means any drug or hormonal substance, chemically and pharmacologically related to testosterone, other than estrogens,

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progestins, corticosteroids, and dehydroepiandrosterone that promote muscle growth
and include the following:

* * *
(9) ~~(Methandrostenolone)~~ 4-androstenedione

* * *
(12.1) Boldione

* * *
(15.1) Desoxymethyltestosterone

* * *
(44.1) 19-nor-4, 9(10)-androstadienedione

* * *
SCHEDULE IV

* * *

B. Depressants

Unless specifically excepted or unless listed in another schedule, any
material, compound, mixture, or preparation containing any quantity of the following
substances, including its salts, isomers, and salts of isomers, whenever the existence
of such salts, isomers, and salts of isomers is possible within the specific chemical
designation:

* * *
(4.1) Carisoprodol

* * *
(22.1) Fospropofol

* * *
SCHEDULE V

* * *

D. Depressants. Unless specifically exempted or excluded or unless listed
in another schedule, any material, compound, mixture, or preparation which contains

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1any quantity of the following substances having a depressant effect on the central

2nervous system, including its salts:

3* * *

4(2) Lacosamide

5* * *

6Section 2. R.S. 40:964(Schedule IV)(B)(52) is hereby repealed in its entirety.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

MillsHB No. 121

Abstract: Adds certain drugs to Schedules I, II, III, IV, and V of the Uniform Controlled Dangerous Substances Law.

Present law provides for classification of controlled dangerous substances in Schedules I through V.

Proposed law retains the provisions of present law and adds the following to Schedule I: Alphamethyltryptamine; 5-methoxy-N, N-diisopropyltryptamine; 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol {also known as CP 47,497 and its C6, C7, C8, and C9 homologues}; (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol {also known as HU-210}; Naphthalen-1-yl-(1-pentylindol-3-yl)methanone {also known as 1-Pentyl-3-(1-naphthoyl)indole or JWH-018}; and Naphthalen-1-yl-(1-butylindol-3-yl)methanone {also known as 1-Butyl-3-(1-naphthoyl)indole or JWH-073}.

Proposed law adds Oripavine, Tapentadol, and Lisdexamfetamine to Schedule II.

Proposed law adds Boldione, Desoxymethyltestosterone, and 19-nor-4, 9(10)-androstadienedione to Schedule III.

Proposed law adds Fospropofol to Schedule IV and rennumbers Carisprodol in Schedule IV.

Proposed law adds Lacosamide to Schedule V.

(Amends R.S. 40:964(Schedule III)(E)(9); Adds R.S. 40:964(Schedule I)(C)(13.1), (16.1), (32), (33), (34), and (35), (Schedule II)(A)(1)(s), (B)(28), and (C)(7), (Schedule III)(E)(12.1), (15.1), and (44.1), (Schedule IV)(B)(4.1) and (22.1), and (Schedule V)(D)(2); Repeals R.S. 40:964(Schedule IV)(B)(52))